IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 12TH SEPTEMBER 2007 / 21ST BHADRA 1929

Bail Appl..No. 5502 of 2007()

CMP.3131/2007 of J.M.F.C.,PARAVUR
CRIME NO.158/2007 OF MUNAMBAM POLICE STATION

.....

PETITIONERS/ACCUSED NO. 1 TO 3

---

1. RAJEEV, AGED 25 YEARS,
S/O. VELAYUDHAN, CHAKKANATTU HOUSE,
HOUSE NO. 11/67,MUNAMBAM KARA,
KUZHUPPILLY VILLAGE, KOCHI TALUK.

2. SIRAJ, AGED 27 YEARS,
S/O. AYYAPPAN, NADDUMPARAMBIL HOUSE,
HOUSE NO. 11/555,KUZHUPPILLY VILLAGE, KOCHI TALUK.

3. DILEEP, AGED 24 YEARS,
S/O. NANDANAN, RESIDING AT SUDHAN'S HOUSE,
ALLAPARAMBIL, KUZHUPPILLY (FROM KAROLIL HOUSE,
VALAPPU BHAGOM).

BY ADV. SRI.P.S.SREEDHARAN PILLAI
SMT.C.G.PREETHA

RESPONDENTS: COMPLAINANT/STATE

STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 12/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.5502 of 2007

Dated this the 12th day of September 2007

O R D E R

Second application for regular bail. The petitioners are accused 1 to 3. Altogether there are four accused persons. The crime is registered inter alia under Sections 326 and 307 I.P.C. Political animosity is the alleged motive. The accused persons have trespassed into the house of the de facto complainant and inflicted serious injuries on the victim. The victim belongs to the D.Y.F.I and the assailants allegedly belong to the B.J.P. The alleged incident took place on 20/5/2007. The petitioners surrendered on 13/7/2007. They continue in custody from that date.

2. An earlier application for regular bail filed by the petitioners was dismissed by this court by order dated 22/8/2007 in B.A.No.5123/2007. This order must be read in continuation of that earlier order. I am not hence adverting to facts in detail in this order.

3. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer on condition that appropriate safeguards are insisted in the interests of the law and order situation in the locality and I am

satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

4. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) They shall execute bonds for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioners shall make themselves available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays for a period of three months from this date.

Iii) They shall not enter the Sessions division of Ernakulam until further orders without the permission of the learned Magistrate except for the purpose of complying with condition No.ii) above.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007